

# MAINE STATE LEGISLATURE

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Date: 5-13-09

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
124TH LEGISLATURE  
FIRST REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 335,  
L.D. 447, Bill, "An Act To Allow the Direct Sale of Shellfish to Retailers"

Amend the amendment by striking out all of the emergency preamble (page 1, lines 13 to 24 in amendment).

Amend the amendment in section 6 in §6852-A by striking out all of subsection 2 (page 2, lines 36 to 41 in amendment) and inserting the following:

**2. Licensed activity.** The holder of an enhanced retail seafood license may, in the retail trade within the state limits, buy, sell, transport, ship or serve:

A. Shellstock bought from a commercial shellfish license holder licensed under section 6601, a surf clam boat license holder licensed under section 6602, a mahogany quahog license holder licensed under section 6731, a hand-raking mussel license holder licensed under section 6745 and a mussel boat license holder licensed under section 6746;

B. Shellstock and shucked shellfish if they are bought from a wholesale seafood license holder certified under section 6856;

C. Lobster parts or meat if they are permitted under section 6857 or have been lawfully imported;

D. Crayfish; and

E. Lobsters.'

Amend the amendment by striking out all of section 7 and inserting the following:

**'Sec. 7. Appropriations and allocations.** The following appropriations and allocations are made.

**MARINE RESOURCES, DEPARTMENT OF**

**Bureau of Resource Management 0027**

Initiative: Allocates funds related to the newly created enhanced retail seafood license.

2013

1	<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2009-10</b>	<b>2010-11</b>
2	All Other	\$3,564	\$4,752
3			
4	<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<u>\$3,564</u>	<u>\$4,752</u>
5			

6 Amend the amendment by striking out all of the emergency clause (page 3, lines 20  
7 and 21 in amendment).

8 **SUMMARY**

9 This amendment removes the emergency preamble and clause and authorizes the  
10 holder of an enhanced retail seafood license to purchase shellstock from a wholesale  
11 seafood license holder and to purchase lobster, lobster parts and crayfish directly from the  
12 harvester.

13 This amendment also removes the allocation of revenue for fiscal year 2008-09 and  
14 reduces the allocation for fiscal year 2009-10 to reflect the delay in the effective date.

**FISCAL NOTE REQUIRED**

(See attached)

15 SPONSORED BY: *Leila Paul Percy*  
16 (Representative PERCY)  
17 TOWN: Phippsburg



# 124th MAINE LEGISLATURE

LD 447

LR 776(04)

## An Act To Allow the Direct Sale of Shellfish to Retailers

Fiscal Note for House Amendment "A" to Committee Amendment "A"

Sponsor: Rep. Percy of Phippsburg

Fiscal Note Required: Yes

### Fiscal Note

	2008-09	2009-10	2010-11	Projections 2011-12	Projections 2012-13
<b>Appropriations/Allocations</b>					
Other Special Revenue Funds	(\$396)	(\$1,188)	\$0	\$0	\$0
<b>Revenue</b>					
Other Special Revenue Funds	(\$396)	(\$1,188)	\$0	\$0	\$0

#### Fiscal Detail and Notes

Removing the emergency clause on this bill, which the fiscal note now assumes will extend the effective date to October 1, 2009, will delay the Other Special Revenue Funds revenue increase by \$396 in fiscal year 2008-09 and \$1,188 in fiscal year 2009-10. This amendment decreases the Other Special Revenue Funds allocation by a corresponding amount.